

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Donald W. Jones, Director
Metropolitan Council Staff

DATE: **April 3, 2001**

RE: **Analysis Report**

Balances As Of: 3/28/01 3/30/00

GSD 4% RESERVE FUND \$9,197,729 \$9,883,425

CONTINGENCY ACCOUNTS

GSD	\$50,000	\$154,000
USD	\$50,000	\$50,000

GENERAL FUND

GSD	\$46,859,389	\$37,648,618
USD	\$11,156,918	\$8,226,373

GENERAL PURPOSE

<u>SCHOOL FUND</u>	\$22,665,532	\$17,165,379
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SOLID WASTE
DISPOSAL FUND

Solid Waste Activities	\$865,517	\$477,098
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- RESOLUTIONS -

RESOLUTION NO. RS2001-546 (GENTRY, SONTANY & GREER) – This resolution appropriates \$250,000 from the reserve account for affordable housing program to the affordable housing account for the purpose of helping to preserve affordable rental housing in Nashville for fiscal year 2000-01. The director of affordable housing will select one or more contractors through a request for proposals process. Council has previously appropriated \$500,000 from the reserve account for affordable housing program for the HoME program, and \$250,000 for the HoPE program.

Under this proposed new program, funds not to exceed \$75,000 to any one contractor or developer, and no more than \$15,000 per unit of affordable housing will be made available in order to encourage rehabilitation of affordable rental units in the area of the Metropolitan Government. To qualify for funding, such rental units must be made available to households with income at or below 60% of the area's median income, which is presently \$35,300 for a family of four. Metro will make funds available which are expected to be used to support other funding in rehabilitating such apartment units. Proposals will be taken from interested participants.

To qualify, such apartment units must be properly zoned, must either be owned or under the control of the person making application, and must provide at least 40% of its units under the low-income housing tax credit program. Such units must be maintained in the program for at least five years.

RESOLUTION NO. RS2001-552 (WALLACE) – This resolution approves an amendment to a lease agreement between the Metropolitan Government, on behalf of the social services department, and P.S. Business Parks for the lease of space at 806 Fourth Avenue South. The term of this lease is extended for one year beginning February 1, 2001, and expiring January 1, 2002. The monthly rental payment is increased to \$3,324. The original lease was for three years with a monthly base rent of \$2,859. This space will be used for the social services department's nutrition program.

This lease agreement should not be adopted until a recommendation has been received from the planning commission.

RESOLUTION NO. RS2001-565 (HADDOX, WATERS & GENTRY) – This resolution appropriates \$350,000 of urban development action grant (UDAG) repayment funds for a mixed-income housing development referred to as Row 8.9 in the Hope Gardens neighborhood. UDAG's are loan programs funded by the federal government in certain urban development areas, with the repayment of the loans going to the Metropolitan Government and not to the federal government. These proceeds, however, must be expended by Metropolitan Government in a "pocket of poverty". A large portion of these funds has been dedicated to affordable housing projects.

RESOLUTION NO. RS2001-566 (HADDOX, WATERS & GENTRY) – This resolution appropriates \$75,500 in community development block grant funds for summer youth programs in the Nashville enterprise community. These funds will be appropriated as follows:

- Hadley Park Tennis Club - \$30,000 to provide a tennis instruction program at E.S. Rose Park and Dudley Park.
- Pride Revive - \$5,500 to provide eight days of basketball camp for youth.
- Edgehill Center - \$20,000 to provide a teen leadership program.
- Metro Parks & Recreation – Napier Center - \$20,000 to provide an arts and recreation program for children at Napier Center.

RESOLUTION NO. RS2001-567 (MCCLENDON, HADDOX & GENTRY) – This resolution approves a grant between the U.S. Environmental Protection Agency and the Metro health department in an amount not to exceed \$317,771 for planning, developing, establishing, improving and implementing national primary and secondary air quality standards. The term of this agreement is for one year beginning October 10, 2000, and expiring September 30, 2001. The Metropolitan Government is required to match this grant in the amount of \$228,556, which has been appropriated in the operating budget. This, essentially, is the funding by the federal government for prevention and control of air pollution by the air pollution control division of our health department. Our grant match is, essentially, through salaries of our employees in the air pollution control division of the health department. Local governments in urban areas such as Metro enforce the Clean Air Act for the Environmental Protection Agency.

RESOLUTION NO. RS2001-568 (BEEHAN & GENTRY) – This resolution appropriates \$39,188.31 to Rediscover East! to assist in their programming. The funds being appropriated were received through private donations collected through the Tornado Recovery Board and held by the Metropolitan social services commission. These original donations were intended to aid in the tornado recovery efforts in the neighborhoods of east Nashville. These funds are now being donated to Rediscover East! which has programs to serve the residents in the east Nashville area, and their programming is consistent with the purposes of the original donations. Rediscover East! will enter into a contract with the Metropolitan Government and will be monitored to assure these funds are expended in compliance with the intent of the original donations and programs.

RESOLUTION NO. RS2001-569 (GENTRY) – This resolution authorizes the mayor to submit, on behalf of the public defender's office, an application for a Byrne grant from the U.S. department of justice. This grant application seeks to obtain federal funds in the amount of \$66,735, with a local match of \$22,254 each year for a period of five years beginning July 1, 2001. The public defender's office will utilize these funds to employ an attorney and a clerk-typist to work in a "Childrep" program. The purpose of this program is to assist children who are referred from judges, probation officers, or other sources in order to help prevent delinquency. Under the Childrep program the public defender's office will provide legal services in addition to defense representation in juvenile court. The public defender's office presently is the reciprocate of several Byrne grants.

RESOLUTION NO. RS2001-570 (HADDOX & GENTRY) – This resolution approves a contract between the Metro board of health and Vanderbilt University Department of Psychiatry. The term of this grant is for a portion of one year beginning October 1, 2000, and expiring June 30, 2001. Metro will pay to Vanderbilt an amount not to exceed \$14,040 which will fund the services of four psychiatric residents for a total of four hours per week. In addition, Metro will offer clinical experience in our health department. Previously, the health department had a contract with a psychiatrist for needed psychiatric services for the department. This is similar but not the same as the clinical experience the health department offers to other medical service providers.

RESOLUTION NO. RS2001-571 (HADDOX & GENTRY) – This resolution approves a contract between the Metropolitan department of health and Meharry Medical College School of Dentistry for dental services to be provided at the Downtown Clinic. Total payments under the contract shall not exceed \$38,500 and will be for a term of one year beginning July 1, 2000, and extending through June 30, 2001. The health department will contract with the Meharry School of Dentistry for services at the Lentz public health center and also contract with dentists to provide dental services at the Woodbine public health center.

RESOLUTION NO. RS2001-572 (HADDOX & GENTRY) – This resolution approves an amendment to a grant between the state department of health and the Metro board of health relative to referrals and case management services related to alcohol and drug abuse treatment services. This program originally began in 1995. The purpose of this amendment is to increase the original grant amount of \$35,625 to an amount of \$115,625, which will be provided by the state.

RESOLUTION NO. RS2001-573 (HADDOX) – This resolution amends a contract between the Metro health department and Volunteer State Health Plan, Inc., for provision of non-emergency transportation services for TennCare recipients. This contract is being extended for a term of one year to December 31, 2001.

RESOLUTION NO. RS2001-574 (KNOCH) – This resolution approves a contract between the Metropolitan Government and Jackson White, doing business as Environmental Wood Recycling. The purpose of this contract is to dispose of wood waste located at the Metro compost facility located off County Hospital Road. Metro will pay the contractor \$25,000 per month for the first three months, and beginning in July 2001 an amount of \$37,500 per month. Metro will furnish up to 30,000 tons of wood waste annually to the contractor. In the event the wood waste exceeds the annual amount, the contractor will be paid an amount of \$10 per ton in excess of the 30,000 tons in any calendar year. Under the terms of the contract, the contractor agrees to provide Metro with one-half of all profits it derives from the sale of this wood waste, which amount will be credited against payment made by Metro. The contract is for a term of five years, effective upon adoption.

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RESOLUTION NO. RS2001-574 (continued)

This matter is before the council although it is subject to competitive bids, as the Metro Code requires that any services provided by private contractor above the cost of \$100,000 or more annually, which services were previously performed by Metropolitan Government employees must be approved by resolution of the Metropolitan Council with 21 affirmative votes. The Metro public works department has operated this compost facility for several years under the 1991 solid waste act that requires a 25% reduction in waste being disposed of in a Class 1 disposal facility. The employees who work in this area will be reassigned and no employee will lose employment as a result of Metro contracting out for these services.

RESOLUTION NO. RS2001-575 (WALLACE) – This resolution authorizes Renaissance Tile & Bath, Inc., to install and maintain two banners and three awnings over the right-of-way above the sidewalk at 1625 Broadway. These installations are being requested by Lindsey Capps of Renaissance Tile & Bath, appellant, and Broadway Properties, L.P., owner. The planning commission has approved these installations, and the company will be required to maintain \$300,000 of public liability insurance.

RESOLUTION NO. RS2001-576 (BEEHAN) – This resolution authorizes John Dyke and H.G. Hill Realty Company to install and maintain a sign and an awning over the right-of-way above the sidewalk at 970 Woodland Street. These installations are being requested by John Dyke, lessee, and H.G. Hill Realty Company, owner. The planning commission has approved these installations, and the company will be required to maintain \$300,000 of public liability insurance.

- BILLS ON SECOND READING -

ORDINANCE NO. BL2001-640 (GENTRY) – This ordinance approves an annual grant from the state of Tennessee emergency management agency to the Metro emergency management office in the amount of \$62,000, which funds are essentially pass-through federal funds to subsidize the Metro emergency management office. This grant is for a period beginning October 1, 2000, and ending on September 30, 2001.

ORDINANCE NO. BL2001-641 (GENTRY & JENKINS) – This ordinance approves an urban and community forestry grant between the state department of agriculture and the Metro board of parks and recreation. This grant is for a term beginning December 15, 2000, and expiring September 30, 2001. The grant is in the amount of \$9,200 and provides funds for an adult education course for tree care workers and interested citizens on various aspects of tree biology and tree care, including instruction in introductory tree climbing techniques. The grant further provides funds to send members of the tree board to the National Urban Forestry Conference in Washington, DC in September 2001. There are no Metro funds involved.

ORDINANCE NO. BL2001-642 (LORING) – This ordinance amends the Metropolitan Code relative to the regulation of storm water discharge. Essentially, the amendment provides some new definitions such as “community waters”, which includes all rivers, streams, creeks, drainage systems, etc., and “waters of the state”, which are such types of water areas where the state department of environment and conservation exercises control with respect to storm water permits. The necessary modifications are accomplished to delineate which are under the control of Metro and which are controlled by the state of Tennessee, and civil penalties for violations are established. This is essentially a clarification ordinance to assist in the enforcement act for violation of discharges into waters in the area of the Metropolitan Government.

ORDINANCE NO. BL2001-643 (KNOCH & GILMORE) – This ordinance authorizes the Metropolitan Government, through the department of water and sewer services, to enter into an agreement with Old Hickory Hills, LLC, for extension of a sewer system to serve the Old Hickory Hills Subdivision and for the operation and maintenance of a pumping station and force main. This participation agreement is to replace one approved by the council in Ordinance No. BL2000-137, which was relative only to the operation and maintenance of the pumping station.

Under this participation agreement three sewer lines will be constructed by the developer and a pumping station will be constructed. The developer will pay \$121,500 upon the formal execution of this agreement after approval by the council, and will pay the balance of \$178,500 in equal installments of \$1,500 as each lot is sold until the total amount is paid. In addition to the maintenance fee, capacity for the system will be provided by Metro’s sewer system. In the event of the developer’s failure to pay the installments, capacity allotments will be revoked.

ORDINANCE NO. BL2001-644 (JENKINS) – This ordinance would authorize the public library board to keep a percentage of fees generated through use of the conference center facilities located at the main library. According to the ordinance, this percentage shall be determined by the library board and approved by the director of finance, and the funds maintained by the library board are to be used for the upkeep of the facilities.

Generally, unless specifically provided in state law, all fees received by agencies of the Metropolitan Government go into the general fund and are appropriated back to the department or agency through the budget process. The adoption of this ordinance will change the policy of the government and the council by allowing departments to charge fees and retain the revenue.

Several years ago some departments, such as the fees generated by facilities of the park system, and the traffic and parking garages in the Metro system, retained their revenues, however, they were not entitled to any funds of the government and operated as enterprise funds. Staff would caution the council to take serious consideration before changing this policy.

ORDINANCE NO. BL2001-645 (GENTRY) – This ordinance approves a grant between the state emergency management agency and the Metropolitan Government, for the benefit of Metro’s emergency management agency, in the amount of \$58,822. The term of this grant is two years

beginning February 1, 2000, and expiring January 30, 2002. These funds are for emergency debris removal by Metropolitan Government.

ORDINANCE NO. BL2001-646 (HALL & MCCLENDON) – This ordinance approves a grant between the state emergency management agency and the Metropolitan Government in the amount of \$110,310. The term of this grant is for three years beginning December 1, 2000, and expiring November 30, 2003. These funds are to be used to acquire and demolish or renovate ten residential structures that are subject to frequent flooding due to poor drainage capacity at Ellington Parkway. It has been deemed to be appropriate to acquire and remove these houses rather than attempt to correct the drainage problem for this highway, which was constructed in the early 1970's.

ORDINANCE NOS. BL2001-647, BL2001-649, BL2001-650 & BL2001-651 (GENTRY) – These four ordinances authorize execution of contracts between the state department of transportation and the Metropolitan Government under the Transportation Improvement Program. Two of the grants relate to signalization, with the other two grants being relative to construction of bicycle paths and incident detection and response enhancement.

Ordinance No. BL2001-647 provides funds in the amount of \$750,000 wherein the Metropolitan Government contributes to update and refine traffic signal timing plans in order to make traffic signals perform at maximum efficiency. This project will be directed at arterial corridors and networks as determined jointly by the state department of transportation and the Metro department of public works. It is anticipated that 150 intersections will benefit from this grant.

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ORDINANCE NOS. BL2001-647, BL2001-649, BL2001-650 & BL2001-651 (Continued)

Ordinance No. BL2001-649 provides funds in the amount of \$460,000, with no cost to the Metropolitan Government, to design and construct a signal priority system. This is a pilot project that that would detect approaching emergency and transit vehicles and traffic surrounding medical districts, including Baptist, Centennial and Vanderbilt Hospitals, and alter the normal system as they approach.

Ordinance No. BL2001-650 provides funds in the amount of \$240,000, with matching funds in the amount of \$60,000 required by Metro, to install approximately 17 miles of on-street bicycle facilities. This will provide for some bicycle lanes on the following streets:

- Belmont/Portland Avenues
- Blair Boulevard
- Cherokee Road/Sloan Road/Westlawn Drive
- Demonbreun Street
- Elmington Avenue
- Fairfax Avenue
- Harding Road/West End
- Magnolia Boulevard
- Murphy Road
- Natchez Trace

- Richardson/Marlborough Avenues
- 16th Avenue
- 17th Avenue
- 18th Avenue
- 20th Avenue
- 31st/Blakemore/Wedgewood Avenues

The project also includes resurfacing identified sections of West End/Harding Road, Demonbreun Street, and Magnolia Boulevard.

Metro's share of funding has been previously approved by the council.

Ordinance No. BL2001-651 provides funds in the amount of \$900,000, with no cost to the Metropolitan Government, to design and install a traffic detection and monitoring system on a number of major arteries to provide a real-time detection system that monitors traffic conditions on the surface streets and will be utilized in identifying incidents that may occur. These systems will be installed at selected intersections in the following areas:

- Main Street/Gallatin Pike, approximately 12 miles
- Charlotte Pike, approximately 5 miles
- Broadway/West End Boulevard/Harding Road, approximately 7.5 miles
- Broadway/21st Avenue/Hillsboro Pike, approximately 6.5 miles
- 4th Avenue/Nolensville Pike, approximately 9.5 miles
- Lafayette Street/Murfreesboro Pike, approximately 12 miles

ORDINANCE NO. BL2001-648 (GENTRY) – This ordinance approves a contract between the state department of transportation and the Metropolitan Government for the construction of a bridge over Earthman Fork Creek on Knight Road. The total project cost is \$485,000, with Metro Government being responsible for 20% of the costs or \$95,000. Funds for this project have been previously approved by the council.

- **BILLS ON THIRD READING** -

ORDINANCE NO. BL2001-624 (JENKINS & WALLACE) – This ordinance approves an increase to a grant between the state department of transportation and the Metro board of parks and recreation for construction of a walking and bicycle trail to connect Riverfront Park on the Cumberland River in downtown Nashville to the Bicentennial Mall, the US Tobacco Company warehouse complex and museum, and the Marathon Village warehouse complex. The initial contract approved by the council by Ordinance No. O97-861 provides for a total cost of \$800,000, with Metro's cost being \$160,000. This ordinance amends the grant by increasing the grant by an additional \$640,000.

ORDINANCE NO. BL2001-625 (MCCLENDON & DERRYBERRY) – This ordinance approves a grant agreement between the state department of finance and administration and the district attorney's office for benefit of the office of the district attorney general victim witness services in the amount of \$199,924. This grant is for a term of three years beginning November 1, 2000. In the first year of the grant Metro was to receive \$69,088 and in each of the last two years an amount of \$65,418. Metro is to provide an in-kind match in the amount of \$17,272 in the first year and \$16,355 in each of the next two years. These grant funds will be used to employ one full time and one part time person as Hispanic Advocates and coordinators who can work within the Latin community to assist victims of crime. In addition to the salaries, the grant will provide benefits, equipment and supplies for these employees.

ORDINANCE NO. BL2001-626 (GENTRY) – This ordinance approves a grant from Workforce Essentials, Inc., a Tennessee not-for-profit corporation that has received funds under the Workforce Investment Act of 1998 and the American Competitiveness and Workforce Improvement Act of 1998, to the Nashville career advancement center (NCAC). This grant is for a term of two years beginning January 1, 2001, and expiring December 31, 2002. The amount of the grant is \$557,241.06. The purpose of this grant is to train persons in technical skills, such as dental assistants, electrical occupations, graphic arts, and other jobs that require some basic skill in those fields.

ORDINANCE NO. BL2001-628 (HAND & DERRYBERRY) – This ordinance authorizes the police department to accept a donation of \$6,200 from Gary Katz which will be used by the tactical investigation division for the purchase of equipment. Gary Katz is the attorney that represents the Nathanson Foundation, which makes donations to law enforcement agencies throughout the United States. Departments of the Metropolitan Government cannot accept donations unless approved by the council.

ORDINANCE NO. BL2001-629 (WHITMORE & GENTRY) – This ordinance approves the transfer of surplus property located at 4005 Indiana Avenue (map 91-12, parcel 216) by the director of public property administration due to the previous owner's failure to pay delinquent property taxes. The property will be transferred to the Metro development and housing agency (MDHA) for use in conjunction with the Preston Taylor/HOPE VI project. The planning commission has approved the transfer of this property.

ORDINANCE NO. BL2001-630 (KNOCH) – This ordinance authorizes the acquisition, by negotiation or condemnation, of 1.6 acres of property from three property owners for the Swiss Avenue water storage reservoir project. The estimated cost of acquisition is \$63,000, which will be funded from the water and sewer extension and replacement fund. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2001-631 THRU BL2001-639 (WATERS) – These nine ordinances authorize the mayor to enter into grant agreements with the state department of labor to provide funding for the Nashville career advancement center (NCAC), formerly the Mayor’s employment and training resources agency (METRA). These ordinances are funded under the Workforce Investment Act of 1998. These grants, which total \$883,929.51, constitute a large portion of the funding provided to NCAC for this fiscal year. The term of these grants is for two years each beginning July 1, 2000, and expiring June 30, 2002. The grant funds are used by NCAC to provide for allowing dislocated workers to enter the labor force, for programs that prepare adults, youth and dislocated workers to re-enter the labor force through use of training programs, and to allow persons on welfare to enter the workforce. The amount of funds for each of these grants is as follows:

<u>Ordinance No.</u>	<u>Grant Amount</u>
BL2001-631	\$12,750.52
BL2001-632	\$74,741.84
BL2001-633	\$344,445.60
BL2001-634	\$1,904.99
BL2001-635	\$199,362.70
BL2001-636	\$110,285.58
BL2001-637	\$67,261.77
BL2001-638	\$128,868.41
BL2001-639	\$17,144.95